

HOUSE STANDING COMMITTEE ON EDUCATION

Tuesday, September 11, 2007

10:30 a.m.

519 House Office Building

Representative Melton, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer.

Representative Meisner moved to approve the minutes of the July 24, 2007 meeting.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5138 and HB 5139 before the committee.

HB 5138 Melton Income tax; other; Michigan education savings plan; provide for options and revise qualified withdrawal.

HB 5139 Clack Income tax; other; calculation of deduction for contributions to education savings accounts; clarify.

James Studinger, representing the JP Studinger Group, testified in support of HB 5138 and HB 5139.

Larry Steckelberg, representing the Michigan Department of Treasury, testified in support of HB 5138 and HB 5139.

Representative Clack moved to report out HB 5138 with recommendation.

The motion prevailed by a vote of 20-0-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Hoogendyk, Steil, Hildenbrand, Schuitmaker and Opsommer,

Nays: None,

Pass: Representatives Emmons, Pearce and Knollenberg.

HB 5138 reported out with recommendation.

Representative Dean moved to report out HB 5139 with recommendation.

The motion prevailed by a vote of 20-0-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Hoogendyk, Steil, Hildenbrand, Schuitmaker and Opsommer,

Nays: None,

Pass: Representatives Emmons, Pearce and Knollenberg.

HB 5139 reported out with recommendation.

The Chair laid SB 549 before the committee.

SB 549 Jelinek Education; calendar; requirement for common school calendar within intermediate school districts; provide for.

Representative Clack moved to adopt substitute (H-2) to SB 549.

The motion prevailed by a vote of 23-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

Don Wotruba, representing the Michigan Association of School Boards, testified in support of SB 549 as passed by the Senate.

Dan Quisenberry, representing the Michigan Association of Public School Academies, testified in opposition to SB 549.

The following people submitted cards in support of SB 549 as passed by the Senate, but did not wish to speak:

Brad Biladeau, representing the Michigan Association of School Administrators,
Robert LeFevre, representing the Macomb Intermediate School District,
Peter Spadafore, representing the Michigan Elementary and Middle School Principals Association.

David Michelson, representing the Michigan Education Association, submitted a card in support of SB 549, but did not wish to speak.

Lisa Hansknecht, representing the Michigan Department of Education, answered questions from

the committee.

Representative Angerer offered the following amendment to SB 549 (H-2):

1. Amend page 4, following line 15, by inserting:

“(8) IN ADDITION TO THE OTHER EXCEPTIONS UNDER THE SECTION, THE SUPERINTENDENT OF PUBLIC INSTRUCTION MAY GRANT A WAIVER FROM A REQUIREMENT UNDER THIS SECTION FOR A SCHOOL DISTRICT THAT APPLIES FOR THE WAIVER IN WRITING IN THE FORM AND MANNER PRESCRIBED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION AND PROVIDES SUFFICIENT JUSTIFICATION FOR THE WAIVER, AS DETERMINED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION.” and renumbering the remaining subsection.

Representative Angerer moved to adopt the amendment to HB 549 (H-2).

The motion prevailed by a vote of 23-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

Representative Moolenaar offered the following amendment to SB 549 (H-2):

1. Amend page 4, line 16, by striking out all of subsection (8).

Representative Moolenaar moved to adopt the amendment to SB 549 (H-2).

The motion did not prevail by a vote of 9-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Hildenbrand offered the following amendments to SB 549 (H-2):

1. Amend page 2, line 1, after **“BREAK”** by striking out **“AND”** and inserting a comma.

2. Amend page 2, line 2, after **“BREAK”** by inserting a comma and **“AND AT**

LEAST 3 OF THE STATE-MANDATED PROFESSIONAL DEVELOPMENT DAYS”.

3. Amend page 2, line 13, after “**FOR**” by striking out “**PROFESSIONAL DEVELOPMENT DAYS**” and inserting “**ANY ADDITIONAL PROFESSIONAL DEVELOPMENT DAYS THAT ARE NOT ALREADY IDENTIFIED IN THE COMMON SCHOOL CALENDAR**”.

Representative Hildenbrand moved to adopt the amendments to SB 549 (H-2).

The motion did not prevail by a vote of 9-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Byrum moved to report out SB 549 as substitute (H-3) with recommendation.

The motion prevailed by a vote of 13-10-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Meisner, Miller, Polidori and Scott,

Nays: Representatives Lindberg, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: None.

SB 549 (H-3) reported out with recommendation.

The committee went at ease at 12:06 p.m.

The committee reconvened at 12:22 p.m.

The Chair laid SB 418, SB 419, SB 420 and SB 421 before the committee.

SB 418 Jansen State; other; public employees health benefit act; create.

SB 419 Kuipers Education; employees; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

SB 420 Birkholz State; other; group medical, optical, and dental self-insurance for municipal corporations; permit pursuant to public employees health benefit act.

SB 421 Brown Higher education; community colleges; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

Bret Jackson, representing the Senate Majority Policy Office, testified in support of SB 418, S419, SB 420 and SB 421.

Cynthia Irwin and Gary Fralick, representing the Michigan Education Special Services Association, testified in opposition to SB 418.

The committee went at ease at 1:20 p.m.

The committee reconvened at 2:00 p.m.

The following people submitted cards in support of SB 418, SB 419, SB 420 and SB 421 as passed by the Senate, but did not wish to speak:

Brad Biladeau, representing the Michigan Association of School Administrators,
Matt Tomasiewicz, representing the Intermediate School Districts of Ottawa, Kalamazoo and Muskegon,
Kathleen Merry, representing the Wayne Regional Education Service Agency,
Brain Whiston, representing the Oakland Schools,
Paul Hufnagel, representing the Michigan Professional Fire Fighters Union,
Peter Spadafore, representing the Michigan Elementary and Middle School Principals Association,
Don Olendorf, representing Michigan Small and Rural Schools,
Dave Ladd, representing the Northern Michigan School Legislative Association,
Don Wotruba, representing the Michigan Association of School Boards.

Kim Rhead, representing the Municipal Employee Retirement System, testified in opposition to SB 418.

Phil Schloop, representing the IUOE Local 547, testified in support of SB 418.

Louise Somalski, representing the American Federation of Teachers of Michigan, testified in support of SB 418, S419, SB 420 and SB 421.

Ken Fletcher, representing the AFL-CIO, testified in support of SB 418, S419, SB 420 and SB 421.

Representative Angerer offered the following amendments to SB 418:

1. Amend page 11, line 26, after “subsection (2).” by striking out the balance of the subsection.

2. Amend page 12, line 10, after “plan” by striking out the balance of the line through “follows:” on line 11 and inserting “for the most recent rate renewal period and under the same basis by which the public employer has been pooled or rated, including:”.

3. Amend page 13, line 8, after “cover” by striking out the balance of the subsection and inserting “the most recent rate renewal period.”.

4. Amend page 13, line 14, by striking out all of subsection (4) and renumbering the remaining subsections.

Representative Angerer moved to adopt the amendments to SB 418.

The motion prevailed by a vote of 12-8-3.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representatives Brown, Corriveau and Pearce.

Representative Miller offered the following amendment to SB 418:

1. Amend page 4, line 10, by striking out all of subsection (2) and renumbering the remaining subsections.

Representative Miller moved to adopt the amendment to SB 418.

The motion prevailed by a vote of 13-9-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Corriveau.

Representative Miller offered the following amendments to SB 418:

1. Amend page 2, line 26, after “includes” by striking out the balance of the line through “A” on line 27 and inserting “a”.

2. Amend page 3, line 2, by striking out all of subparagraph (ii).

3. Amend page 5, line 10, after “university” by striking out “and a state employer”.

Representative Miller moved to adopt the amendments to SB 418.

The motion prevailed by a vote of 12-9-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller and Polidori,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Scott and Corriveau.

Representative Angerer moved to report out SB 418 as substitute (H-3) with recommendation.

The motion prevailed by a vote of 13-9-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Corriveau.

SB 418 (H-3) reported out with recommendation.

Representative Clack moved to report out SB 419 with recommendation.

The motion prevailed by a vote of 13-9-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Corriveau.

SB 419 reported out with recommendation.

Representative Angerer moved to report out SB 420 with recommendation.

The motion prevailed by a vote of 13-9-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Corriveau.

SB 420 reported out with recommendation.

Representative Angerer moved to report out SB 421 with recommendation.

The motion prevailed by a vote of 13-9-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Pass: Representative Corriveau.

SB 421 reported out with recommendation.

With no further business to come before the committee, the Chair adjourned the meeting, the time being 3:00 p.m.

Representative Tim Melton, Chair

Date Approved and Signed

Ben Cook
Committee Clerk
September 11, 2007
3 hours 50 minutes